



US00D688728S

(12) **United States Design Patent**
Markovitz et al.

(10) **Patent No.:** **US D688,728 S**

(45) **Date of Patent:** **** *Aug. 27, 2013**

(54) **EYEGLASSES**

(75) Inventors: **Aaron Markovitz**, New York, NY (US);
Artiss Akarra, Johnston, RI (US)

(73) Assignee: **Cross Optical Group, Inc.**, Daytona
Beach, FL (US)

(*) Notice: This patent is subject to a terminal disclaimer.

(**) Term: **14 Years**

(21) Appl. No.: **29/383,677**

(22) Filed: **Jan. 20, 2011**

(51) **LOC (9) Cl.** **16-06**

(52) **U.S. Cl.**

USPC **D16/326**

(58) **Field of Classification Search**

USPC D16/101, 300-342, 900; D29/109-110;
D24/110.2; 351/41, 44, 51-52, 62, 158,
351/92, 103-123, 140, 153, 45-46; 2/426-432,
2/447-449, 441, 434-437, 13, 15; D21/483,
D21/659-661; D14/372

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | |
|-------------|---------|------------|
| D84,596 S | 2/1931 | Rohman |
| 2,403,223 A | 7/1946 | Kaesz |
| D146,004 S | 12/1946 | Jacobson |
| D146,602 S | 4/1947 | Jaffe |
| D149,312 S | 4/1948 | Schwartz |
| D151,070 S | 9/1948 | Rohman |
| D151,222 S | 10/1948 | Ditto |
| 2,482,195 A | 9/1949 | Martin |
| D155,580 S | 10/1949 | Coen |
| D170,745 S | 11/1953 | Carmichael |
| D173,868 S | 1/1955 | Belgard |
| 2,749,800 A | 6/1956 | Gagnon |
| 2,781,693 A | 2/1957 | Brumby |

| | | |
|-------------|---------|------------|
| D185,987 S | 8/1959 | Marfuggi |
| D192,884 S | 5/1962 | Petitto |
| D193,028 S | 6/1962 | Petitto |
| 3,052,160 A | 9/1962 | Ratti |
| D202,658 S | 10/1965 | Petitto |
| D204,812 S | 5/1966 | Schindler |
| D207,028 S | 2/1967 | Griss |
| D209,861 S | 1/1968 | Demmel |
| D209,862 S | 1/1968 | McCraken |
| D210,697 S | 4/1968 | Ramp |
| D210,698 S | 4/1968 | Simon |
| 3,395,406 A | 8/1968 | Smith |
| D213,595 S | 3/1969 | Simon |
| D216,563 S | 2/1970 | Ramp |
| D218,128 S | 7/1970 | Bloch |
| D218,953 S | 10/1970 | Maiese |
| D220,289 S | 3/1971 | Mitchell |
| D220,291 S | 3/1971 | Leominster |
| D227,405 S | 6/1973 | Shindler |

(Continued)

OTHER PUBLICATIONS

Fathom, Glass Mirror Lens. Costa Del Mar. Downloaded Dec. 7, 2006 at <http://www.eyeglasses.com/product/1091472073-1091472073>.

Primary Examiner — Raphael Barkai

(74) *Attorney, Agent, or Firm* — Malloy & Malloy, P.L.

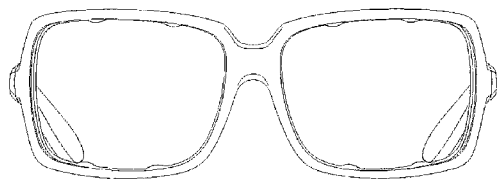
(57) **CLAIM**

The ornamental design for eyeglasses, as shown and described.

DESCRIPTION

FIG. 1 is a front view illustrating my design for eyeglasses; FIG. 2 is a top view thereof; FIG. 3 is a left side view, the right side being a mirror image thereof; FIG. 4 is a front perspective view thereof; FIG. 5 is a rear view thereof; and, FIG. 6 is a bottom view thereof.

1 Claim, 6 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | | | |
|--------------|---------|------------------|--------------|---------|------------------|
| D232,380 S | 8/1974 | Johnsen | D456,038 S | 4/2002 | Arnette |
| D243,084 S | 1/1977 | Johnsen | D456,441 S | 4/2002 | Jannard et al. |
| 4,222,640 A | 9/1980 | Bononi | D464,669 S | 10/2002 | Thixton et al. |
| D263,058 S | 2/1982 | Johnsen | D469,459 S | 1/2003 | Moritz |
| 4,345,824 A | 8/1982 | Daubignard | D470,167 S | 2/2003 | Jannard et al. |
| D285,020 S | 8/1986 | Schmidthaler | D470,883 S | 2/2003 | Teng |
| D290,465 S | 6/1987 | Levoy | D472,915 S | 4/2003 | Rohrbach et al. |
| D300,226 S | 3/1989 | Ramp | D474,224 S | 5/2003 | Chen |
| D321,523 S | 11/1991 | Cherian | 6,561,647 B1 | 5/2003 | Chen |
| D324,394 S | 3/1992 | Jannard | D475,733 S | 6/2003 | Lee |
| 5,343,259 A | 8/1994 | Nakanishi | D476,354 S | 6/2003 | Chen |
| 5,373,331 A | 12/1994 | Vallalla et al. | 6,604,824 B2 | 8/2003 | Larson |
| 5,423,092 A | 6/1995 | Kawai | 6,637,877 B1 | 10/2003 | Hartley et al. |
| D369,375 S | 4/1996 | Jannard et al. | D481,750 S | 11/2003 | Stables |
| D369,376 S | 4/1996 | Guo | D481,751 S | 11/2003 | Stables |
| D371,384 S | 7/1996 | Bonnemere | D483,393 S | 12/2003 | Chen |
| 5,541,674 A | 7/1996 | Jannard et al. | D487,477 S | 3/2004 | Lane |
| D372,929 S | 8/1996 | Conway | D488,499 S | 4/2004 | Mage |
| D376,810 S | 12/1996 | Ohie | 6,715,873 B2 | 4/2004 | Nahmias |
| 5,608,469 A | 3/1997 | Bollé | 6,767,095 B1 | 7/2004 | Altelaar et al. |
| D380,487 S | 7/1997 | Nevitt | 6,783,235 B1 | 8/2004 | Lin |
| D382,291 S | 8/1997 | Wilson | D496,064 S | 9/2004 | Mangum |
| D382,892 S | 8/1997 | Murai | D500,781 S | 1/2005 | Mage |
| D383,478 S | 9/1997 | Wilson | D501,218 S | 1/2005 | Teng |
| D385,291 S | 10/1997 | Jannard et al. | 6,863,395 B1 | 3/2005 | Teng |
| D391,596 S | 3/1998 | Simioni | D513,518 S | 1/2006 | Stables |
| D393,653 S | 4/1998 | Howard, IV | D515,617 S | 2/2006 | Stables |
| D394,871 S | 6/1998 | Simioni | D515,618 S | 2/2006 | Stables |
| 5,764,333 A | 6/1998 | Somsel | D518,502 S | 4/2006 | Teng |
| D397,350 S | 8/1998 | Jannard et al. | D519,146 S | 4/2006 | Yasuhara |
| D397,712 S | 9/1998 | Simioni | D519,148 S | 4/2006 | Wu |
| D398,022 S | 9/1998 | Jannard et al. | 7,036,927 B2 | 5/2006 | Kopfer |
| D398,330 S | 9/1998 | Lin | D525,278 S | 7/2006 | Krefman |
| 5,815,235 A | 9/1998 | Runckel | D532,438 S | 11/2006 | Yang |
| D399,238 S | 10/1998 | Simioni | D533,892 S | 12/2006 | Moody et al. |
| D399,866 S | 10/1998 | Yee | 7,150,525 B1 | 12/2006 | Yang |
| D401,610 S | 11/1998 | Flanagan | D534,569 S | 1/2007 | Teng |
| D404,754 S | 1/1999 | Yee et al. | D534,573 S | 1/2007 | Mage |
| D407,099 S | 3/1999 | Wang | D534,942 S | 1/2007 | Lynch |
| D407,427 S | 3/1999 | Matera | D535,316 S | 1/2007 | Teng |
| D408,839 S | 4/1999 | Matera | D535,317 S | 1/2007 | Wolfe |
| D408,841 S | 4/1999 | Conway | D535,682 S | 1/2007 | Paulson |
| D409,224 S | 5/1999 | Matera | D536,028 S | 1/2007 | Paulson |
| D410,022 S | 5/1999 | Conway | D537,861 S | 3/2007 | Teng |
| D414,796 S | 10/1999 | Arnette | D537,863 S | 3/2007 | Markovitz et al. |
| 5,963,296 A | 10/1999 | Matera | D538,326 S | 3/2007 | Guo |
| D420,035 S | 2/2000 | Hartman | D539,330 S | 3/2007 | Hester |
| D423,034 S | 4/2000 | Arnette | D539,829 S | 4/2007 | Chuang |
| D423,550 S | 4/2000 | Matera | D539,834 S | 4/2007 | Hester |
| D423,551 S | 4/2000 | Lamy | D540,370 S | 4/2007 | Sheldon |
| D424,094 S | 5/2000 | Conway | D540,846 S | 4/2007 | Sheldon |
| D424,598 S | 5/2000 | Simioni | D541,839 S | 5/2007 | Sheldon |
| D425,102 S | 5/2000 | Matera | D542,330 S | 5/2007 | Elmore |
| D425,103 S | 5/2000 | Yee et al. | D543,572 S | 5/2007 | Yee et al. |
| 6,056,399 A | 5/2000 | Jannard et al. | D544,018 S | 6/2007 | Huang |
| D427,227 S | 6/2000 | Conway | D544,521 S | 6/2007 | Lee |
| D427,622 S | 7/2000 | Conway | D545,348 S | 6/2007 | Chen |
| D428,907 S | 8/2000 | Matera | D545,871 S | 7/2007 | Yee |
| D429,754 S | 8/2000 | Markovitz et al. | D545,872 S | 7/2007 | Yee et al. |
| D434,064 S | 11/2000 | Lane | D545,873 S | 7/2007 | Sheldon |
| D434,789 S | 12/2000 | Lane | D546,867 S | 7/2007 | Teng |
| 6,168,271 B1 | 1/2001 | Houston et al. | D547,794 S | 7/2007 | Jannard et al. |
| D441,002 S | 4/2001 | Stark et al. | D548,269 S | 8/2007 | Baden et al. |
| 6,233,342 B1 | 5/2001 | Fernandez | D548,769 S | 8/2007 | Chen |
| D445,821 S | 7/2001 | Agnoli | D549,268 S | 8/2007 | Daems et al. |
| 6,253,388 B1 | 7/2001 | Lando | D549,746 S | 8/2007 | Popov |
| 6,264,327 B1 | 7/2001 | Copeland | D549,764 S | 8/2007 | Teng |
| D449,640 S | 10/2001 | Grundy | D550,272 S | 9/2007 | Markovitz et al. |
| D449,641 S | 10/2001 | Arnette | D550,753 S | 9/2007 | Li |
| D450,744 S | 11/2001 | Rhoades et al. | D550,755 S | 9/2007 | Fuchs |
| D451,120 S | 11/2001 | Venezia | D550,757 S | 9/2007 | Li |
| D452,522 S | 12/2001 | Chiou | D552,155 S | 10/2007 | Markovitz |
| D453,024 S | 1/2002 | Bonnemere | D552,665 S | 10/2007 | Mage |
| 6,334,680 B1 | 1/2002 | Larson | D553,177 S | 10/2007 | Chen |
| D453,783 S | 2/2002 | Ho | D553,663 S | 10/2007 | Moody |
| | | | D554,687 S | 11/2007 | Arnette |
| | | | D554,689 S | 11/2007 | Jannard et al. |
| | | | D555,705 S | 11/2007 | Chuang |
| | | | D556,243 S | 11/2007 | Elmore |

US D688,728 S

| | | | | | | |
|--------------|---------|------------------|-----------------|---------|-----------------------|---------|
| D556,245 S | 11/2007 | Lane | D591,789 S | 5/2009 | Li | |
| D556,246 S | 11/2007 | Yee et al. | D594,052 S | 6/2009 | Yang | |
| D556,248 S | 11/2007 | Elmore | D595,333 S | 6/2009 | Markovitz et al. | |
| D557,324 S | 12/2007 | Moody | D597,124 S | 7/2009 | Markovitz | |
| D557,730 S | 12/2007 | Mage | D599,837 S | 9/2009 | Markovitz et al. | |
| D557,731 S | 12/2007 | Mage | D599,840 S | 9/2009 | Daems et al. | |
| D558,816 S | 1/2008 | Yee | D600,271 S | 9/2009 | Markovitz et al. | |
| D559,301 S | 1/2008 | Elmore | D601,613 S | 10/2009 | Yee | |
| D561,809 S | 2/2008 | Yee | D602,977 S | 10/2009 | Falvo | |
| D561,810 S | 2/2008 | Fox et al. | D603,446 S | 11/2009 | Moody | |
| D561,812 S | 2/2008 | Fox et al. | D603,447 S | 11/2009 | Markovitz et al. | |
| D561,813 S | 2/2008 | Baden et al. | D603,448 S | 11/2009 | Markovitz | |
| D561,814 S | 2/2008 | Thixton et al. | D606,112 S | 12/2009 | Markovitz et al. | |
| D563,455 S | 3/2008 | Markovitz | D606,575 S | 12/2009 | Markovitz et al. | |
| D564,569 S | 3/2008 | Mage | D606,578 S | 12/2009 | Markovitz et al. | |
| D564,570 S | 3/2008 | Mage | D606,580 S | 12/2009 | Markovitz et al. | |
| D564,571 S | 3/2008 | Jannard et al. | D607,918 S | 1/2010 | Khubani | |
| D565,085 S | 3/2008 | Mage | 7,648,233 B2 | 1/2010 | Blanshay et al. | |
| D565,087 S | 3/2008 | Yee et al. | D610,604 S | 2/2010 | Thixton | |
| D565,090 S | 3/2008 | Yee | D613,788 S | 4/2010 | Friedman | |
| D568,371 S | 5/2008 | Chen | D615,579 S | 5/2010 | Markovitz | |
| D568,921 S | 5/2008 | Anderl | D616,013 S | 5/2010 | Reed | |
| D568,924 S | 5/2008 | Markovitz | D616,015 S | 5/2010 | Markovitz et al. | |
| D570,900 S | 6/2008 | Markovitz | D616,016 S | 5/2010 | Markovitz et al. | |
| D572,294 S | 7/2008 | Markovitz | D617,365 S | 6/2010 | Akara et al. | |
| D572,748 S | 7/2008 | Markovitz | D617,366 S | 6/2010 | Fulton | |
| D575,323 S | 8/2008 | Jannard et al. | D619,160 S | 7/2010 | Sheldon | |
| D575,813 S | 8/2008 | Li | D621,438 S | 8/2010 | Markovitz et al. | |
| D580,475 S | 11/2008 | Markovitz et al. | D623,217 S | 9/2010 | Markovitz et al. | |
| D581,449 S | 11/2008 | Yee et al. | D626,990 S | 11/2010 | Markovitz | |
| D581,450 S | 11/2008 | Moritz | D629,443 S | 12/2010 | Markovitz et al. | |
| D582,960 S | 12/2008 | Fuchs | D629,444 S | 12/2010 | Markovitz et al. | |
| D583,403 S | 12/2008 | Lane et al. | D629,829 S | 12/2010 | Akara et al. | |
| D583,852 S | 12/2008 | Chen | D629,830 S | 12/2010 | Markovitz et al. | |
| D583,853 S | 12/2008 | Markovitz et al. | D629,831 S | 12/2010 | Markovitz | |
| D584,330 S | 1/2009 | Chen | 7,856,673 B2 | 12/2010 | Reed | |
| D584,332 S | 1/2009 | Moody | D630,674 S | 1/2011 | Markovitz | |
| D584,758 S | 1/2009 | Mage | D654,531 S * | 2/2012 | Markovitz et al. | D16/326 |
| D584,759 S | 1/2009 | Yang | D654,946 S * | 2/2012 | Markovitz et al. | D16/326 |
| 7,481,529 B1 | 1/2009 | Chen | D658,704 S * | 5/2012 | Markovitz et al. | D16/326 |
| D585,928 S | 2/2009 | Markovitz | 2006/0238698 A1 | 10/2006 | Sheldon | |
| D586,379 S | 2/2009 | Thixton et al. | 2006/0238700 A1 | 10/2006 | Del Vecchio | |
| D586,380 S | 2/2009 | Yee | 2006/0268218 A1 | 11/2006 | Medana | |
| D588,183 S | 3/2009 | Friedman | 2007/0261155 A1 | 11/2007 | Tabacchi | |
| D588,626 S | 3/2009 | Markovitz | 2010/0085533 A1 | 4/2010 | Calilung et al. | |
| D589,079 S | 3/2009 | Markovitz et al. | | | | |
| D590,433 S | 4/2009 | Lane et al. | | | | |

* cited by examiner

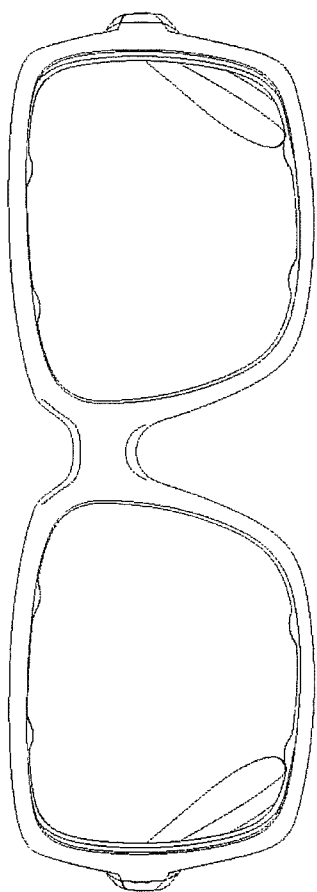


figure 1

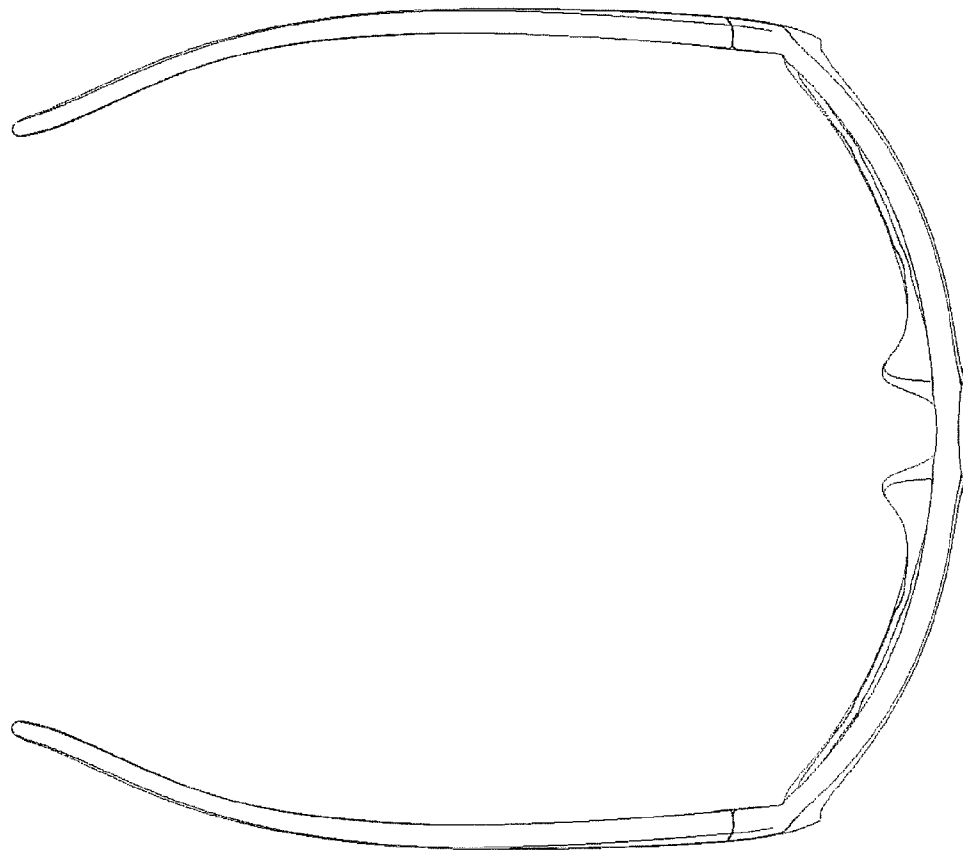


figure 2

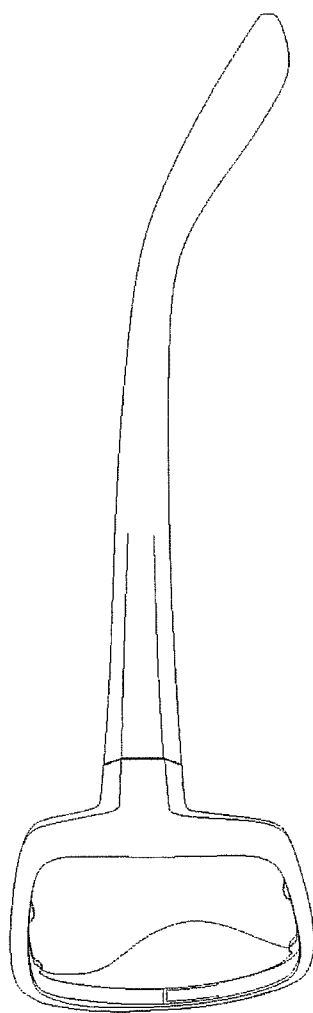


figure 3

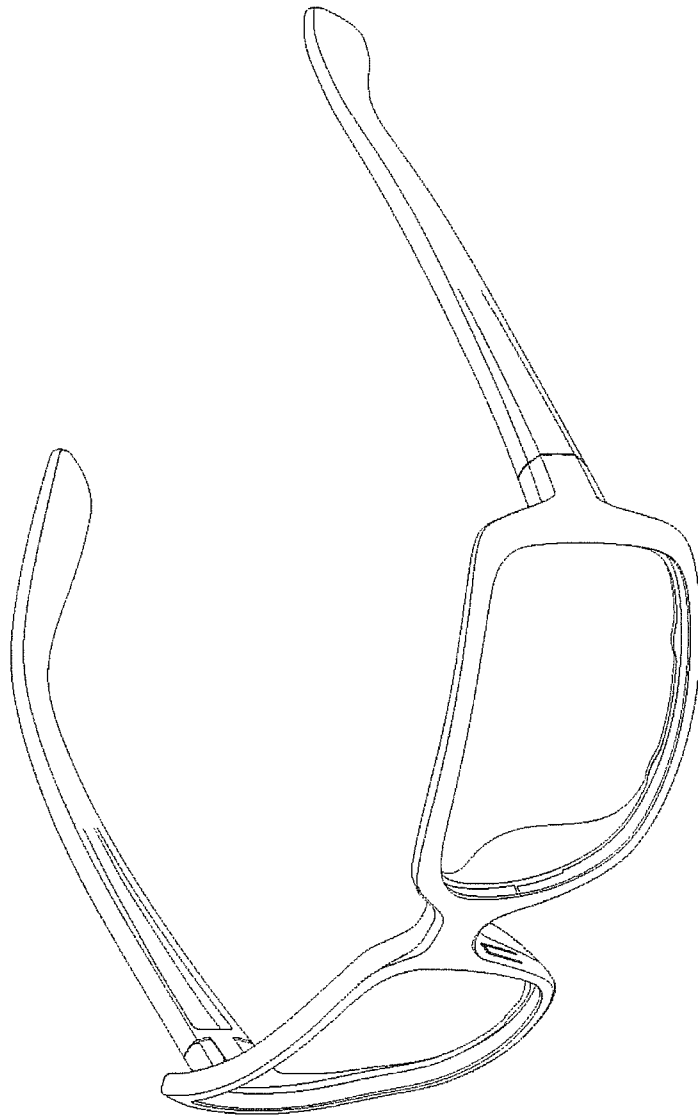


figure 4

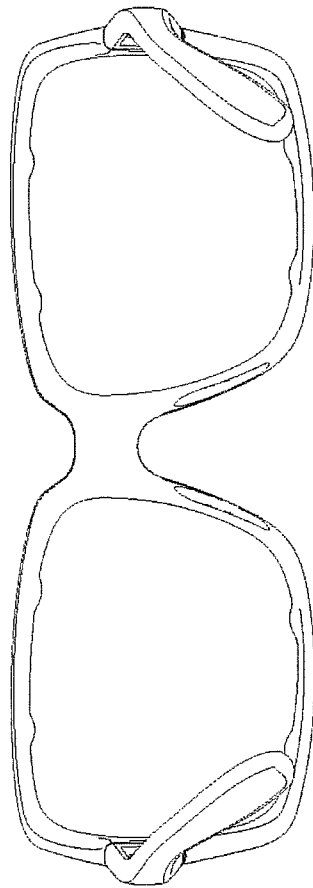


figure 5

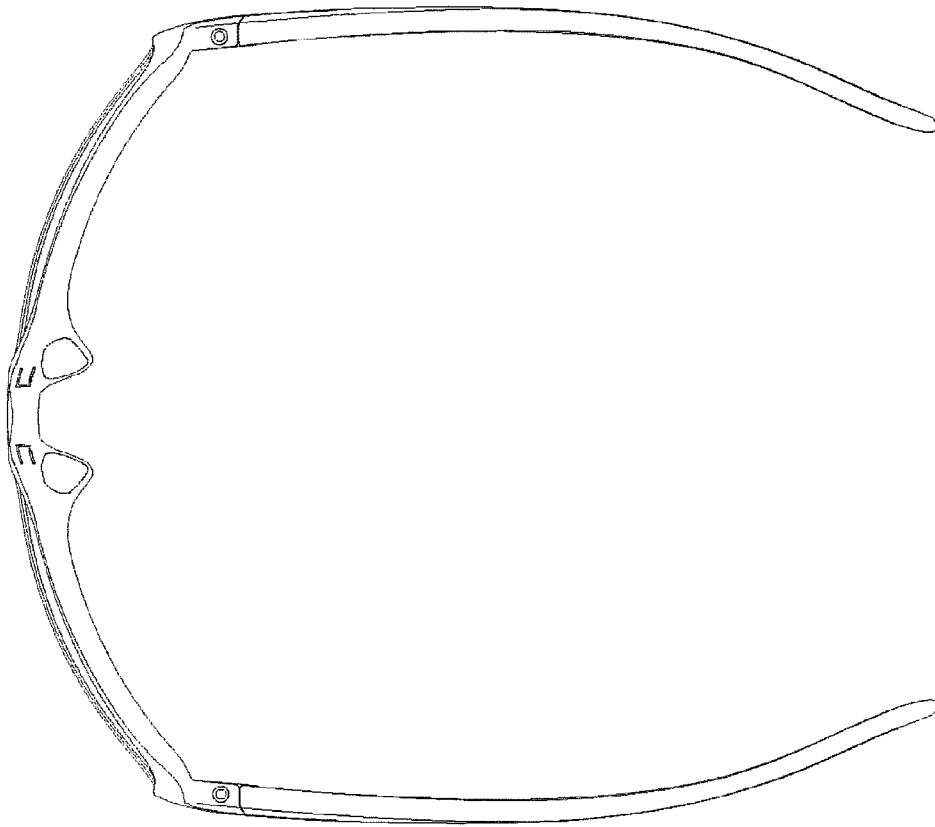


figure 6